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**Do Not Attach anything to this Petition**  
*Except:* - Continuation pages for any paragraph  
- Items specifically required by the Petition form  
- Items which the Judge has directed you to provide

**FAMILY COURT OF THE STATE OF NEW YORK  
COUNTY OF BROOME**

**In the Matter of**

**Family File No:** \_\_\_\_\_

\_\_\_\_\_  
First Name MI Last Name  
**Petitioner**

**Docket No:** \_\_\_\_\_

-against-

**PETITION FOR CUSTODY  
(When Petitioner is Not a Parent)**

\_\_\_\_\_  
First Name MI Last Name  
**Respondent1\***

\_\_\_\_\_  
First Name MI Last Name  
**Respondent2\***

**THE PETITIONER, BEING DULY SWORN, STATES THAT:**

I reside at: \_\_\_\_\_  
Street Apt# City State Zip

Phone: Cell: ( ) \_\_\_\_\_ Home: ( ) \_\_\_\_\_ Work: ( ) \_\_\_\_\_

Respondent1 resides at: \_\_\_\_\_  
Street Apt# City State Zip

Phone: Cell: ( ) \_\_\_\_\_ Home: ( ) \_\_\_\_\_ Work: ( ) \_\_\_\_\_

Respondent2 resides at: \_\_\_\_\_  
Street Apt# City State Zip

Phone: Cell: ( ) \_\_\_\_\_ Home: ( ) \_\_\_\_\_ Work: ( ) \_\_\_\_\_

1a. Respondent1 is  my spouse;  my former spouse;  my parent;  we have a child(ren) in common;  
 other: \_\_\_\_\_

b. Respondent2 is  my spouse;  my former spouse;  my parent;  we have a child(ren) in common;  
 other: \_\_\_\_\_

\* Both parents must be named as Respondents.

2. The relationship of each party to the child(ren) named below is:

	<u>Mother</u>	<u>Father</u>	<u>Other</u>
Petitioner	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Respondent 1	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Respondent 2	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____

3. The children who are the subject of this proceeding are:

<u>NAME</u>	<u>DOB</u>	<u>LIVES WITH</u>		
_____	_____	<input type="checkbox"/> PET	<input type="checkbox"/> RESP1	<input type="checkbox"/> RESP2
_____	_____	<input type="checkbox"/> PET	<input type="checkbox"/> RESP1	<input type="checkbox"/> RESP2
_____	_____	<input type="checkbox"/> PET	<input type="checkbox"/> RESP1	<input type="checkbox"/> RESP2
_____	_____	<input type="checkbox"/> PET	<input type="checkbox"/> RESP1	<input type="checkbox"/> RESP2
_____	_____	<input type="checkbox"/> PET	<input type="checkbox"/> RESP1	<input type="checkbox"/> RESP2
_____	_____	<input type="checkbox"/> PET	<input type="checkbox"/> RESP1	<input type="checkbox"/> RESP2

IF ANY OF THESE CHILDREN CURRENTLY LIVE OUT OF NEW YORK STATE, OR HAVE LIVED OUT OF NEW YORK STATE AT ANY TIME, YOU MUST FILL OUT THE "UCCJEA AFFIDAVIT"

4. Paternity was established by:  Marriage  Court Order  Affidavit signed at birth.

IF PATERNITY WAS ESTABLISHED BY AFFIDAVIT OR AN ORDER OF FILIATION FROM ANOTHER COURT YOU MUST ATTACH A COPY OR THIS PETITION MAY BE DISMISSED.

5. State who has physical custody of the child(ren) and how and when custody was obtained: \_\_\_\_\_

6. There are extraordinary circumstances in this case, such that the Court should consider a "third party" custody petition, and those circumstances include (check *all* that apply):

- I am a grandparent
- The child(ren) has/have been in my physical custody for 24 continuous months
- The child(ren) has/have been in my physical custody for an extended period of time
- The parent(s) has/have abandoned the child(ren)
- The parent(s) is/are persistently unfit
- The parent(s) is/are deceased

DO NOT WRITE BELOW THIS LINE. ATTACH ANOTHER PAGE IF NEEDED.

There are other extraordinary circumstances and they are: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

7. State why it would be in the best interest of the child(ren) for you to have custody: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

8. State if there have been any other petitions for custody or visitation of these children and, if so, the date, the court, and the results: \_\_\_\_\_  
\_\_\_\_\_

9. Is anyone on active duty in the military?  Petitioner  Respondent1  Respondent2  No Party

10. To my knowledge, there  is  is not a Neglect or Abuse case concerning the child(ren) pending in  this court  another court (Identify the other court: \_\_\_\_\_)

11. Is any child named here a Native American child covered by the Indian Child Welfare Act of 1978 (25 U.S.C. §1901-1963)?  Yes  No

**DO NOT WRITE BELOW THIS LINE. ATTACH ANOTHER PAGE IF NEEDED.**

**WHEREFORE, I ASK THE COURT TO GRANT THE RELIEF I HAVE REQUESTED AND FOR OTHER APPROPRIATE RELIEF.**

VERIFICATION

STATE OF NEW YORK:  
COUNTY OF BROOME:

The Petitioner herein, being duly sworn, states that the foregoing petition is true to the Petitioner's own knowledge, except as to matters stated to be alleged on information and belief and as to those matters, the Petitioner believes them to be true.

\_\_\_\_\_  
Petitioner (print or type name)

\_\_\_\_\_  
Signature

Sworn to before me this

\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

\_\_\_\_\_  
(Deputy) Clerk of the Court  
OR Notary Public

\_\_\_\_\_  
Attorney's Name, if applicable (print or type name)

\_\_\_\_\_  
Attorney's Signature